



PTO/SB/26 (09-04)

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**TERMINAL DISCLAIMER TO OBTAIN A DOUBLE PATENTING
REJECTION OVER A "PRIOR" PATENT**

Docket Number (Optional)

In re Application of:

JOHNSON et. al

Application No.:

10/799,225

Filed:

3/12/2004

For:

*CELLULAR TELEPHONE SYSTEM WITH FREE
SPACE MILLIMETER WAVE TRUNK LINE*

The owner*, *TREX ENTERPRISES CORP.*, of *100* percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. *6,714,800* as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. *30,530*

John R. Ross
Signature

3/23/2005
Date

JOHN R. ROSS
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858-646-5988
Telephone Number

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